

**IN THE UNITED STATES DISTRICT COURT FOR  
THE WESTERN DISTRICT OF NORTH CAROLINA  
ASHEVILLE DIVISION  
1:13 CV 334**

RACHEL PALACINO AND JOHN  
PALACINO,

Plaintiffs,

v

BEECH MOUNTAIN RESORT, INC.,

Defendant.

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**JUDGMENT**

THIS MATTER having come before the Court in accordance with 28, U.S.C., Section 636(c), and the following issues having been submitted to and tried by a jury, and the Verdict (#112) of the jury having been duly recorded and entered upon the record and the following issues having been submitted to and answered by the jury as follows:

(1) Was the plaintiff Rachel Palacino injured by the negligence of Beech Mountain Resort, Inc.?

Answer: YES

(2) What amount, if any, is the plaintiff Rachel Palacino entitled to recover as damages for personal injuries?

Answer: \$23,000

(3) Did the negligence of Beech Mountain Resort, Inc. proximately cause John Palacino to lose the consortium of his spouse?

Answer: NO

4) By what amount, if any, should the plaintiffs' actual damages be reduced because of Rachel Palacino's failure to avoid or minimize her injuries?

Answer:

Rachel Palacino \$ Zero

**IT IS THEREFORE, ORDERED, ADJUDGED AND DECREED** in accordance with the Verdict that the Plaintiff Rachel Palacino have and recover of the Defendant Beech Mountain Resort, Inc. the sum of \$23,000.00, with interest thereon accruing at the rate provided by law, and her costs of this action as may be determined by the Clerk of this Court.

Signed: March 28, 2016

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Dennis L. Howell  
United States Magistrate Judge

